

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ROBERT NELSON,

Plaintiff,

- against -

METRO FUEL OIL CORPORATION,

Civ. No.:

**AFFIRMATION OF SERVICE**

The undersigned, ANTHONY F. VALENTE, affirms the following to be true under the penalties of perjury:

I am an attorney duly admitted to practice in the Federal District Court for the Southern District of New York and an associate of CALO AGOSTINO, PC, attorneys of record for the defendant in the within action. I am not a party to this action. I am over 18 years of age and reside in New York. On October 23, 2007, I served the within Notice of Removal, Civil Cover Sheet and Rule 7.1 Statement, by depositing the same with Federal Express, in The State of New Jersey, to the following counsel of record:

HORING WELIKSON & ROSEN, P.C.  
Niles C. Welikson, Esq.  
Attorney for Defendant  
11 Hillside Avenue  
Williston Park, New York 11596

Dated: October 23, 2007

  
ANTHONY F. VALENTE